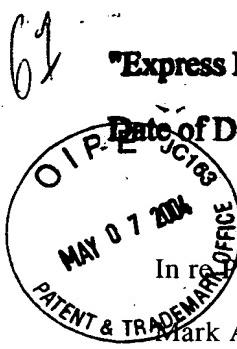


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Date of Deposit 5/7/04

Patent
Attorney's Docket No. 033053-034

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Mark A. Gallop et al.

Application No.: 09/972,402

Filed October 5, 2001

For: COMPOUNDS FOR SUSTAINED
RELEASE OF ORALLY DELIVERED
DRUGS

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Group Art Unit: 1654

Examiner: Michael V. Meller

Confirmation No.: 3864

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

All finally rejected claims in the decision of the Primary Examiner dated February 9, 2004 are hereby appealed to the Board of Patent Appeals and Interferences.

- The Appeal fee was previously paid on _____.
Therefore, no Appeal fee is now required.
- Enclosed is the Appeal fee of \$165.00 (2401) \$330.00 (1401).
- Please charge the Appeal fee of \$165.00 (2401) \$330.00 (1401) to Deposit Account No. 02-4800.
- Small entity status is hereby claimed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

05/11/2004 AWONDAF1 00000020 09972402

01 FC:2401

165.00 OP

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: May 7, 2004

By: Jeffrey A. McKinney
Jeffrey A. McKinney
Registration No. 43,795

P.O. Box 1404
Alexandria, Virginia 22313-1404
(650) 622-2300